

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
VALDOSTA DIVISION

ELBERT LEE WILLIAMS,

Petitioner,

vs.

ERIC SELLERS, Warden,

Respondent.

CIVIL ACTION NO. 7:12-CV-141 (HL)

**ORDER**

Petitioner ELBERT LEE WILLIAMS has filed a motion for appointment of counsel. (Doc. 91). The United States Magistrate Judge's April 30, 2013 Order and Recommendation recommended that Petitioner's 28 U.S.C. § 2254 action be dismissed for failure to exhaust state remedies and that a certificate of appealability ("COA") be denied. (Doc. 79). On May 23, 2013, the Court adopted this Order and Recommendation in full. (Doc. 81). Having already been denied a COA, Petitioner's motion for appointment of counsel is **DENIED** as moot.

**SO ORDERED**, this 2<sup>nd</sup> day of July, 2013.

**s/ Hugh Lawson**

HUGH LAWSON, JUDGE  
UNITED STATES DISTRICT COURT

Inb